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Starto Entertainment, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In Re 17 U.S.C. § 512(h) Subpoena to
X CORP.

Case No.:

**DECLARATION OF HIROYUKI
NAKAJIMA IN SUPPORT OF SUBPOENA
TO OBTAIN THE IDENTITY OF AN X
CORP. CUSTOMER PURSUANT TO 17
U.S.C. § 512(h)**

I, Hiroyuki Nakajima, declare as follows:

1. I am an attorney with the law firm Tokyo Flex Law Office, copyright counsel for Starto Entertainment, Inc. (“Starto”). I make this declaration in support of Starto’s request for the clerk of the District Court for the Northern District of California to issue the subpoena filed concurrently herewith pursuant to the Digital Millennium Copyright Act (DMCA), 17 U.S.C. § 512(h). I have personal knowledge of the facts stated in this Declaration and if called to do so, would testify competently thereto.

2. I am duly authorized by Starto to make this request on Starto’s behalf.

3. Starto is an entertainment company headquartered in Japan. Among other things, the company specializes in managing music artists and their live performances.

4. Starto recently discovered that some of the materials relating to its events and music, to which Starto owns the copyrights (i.e. artwork/media associated with concerts or events), have been in whole or in part copied, published, displayed, and/or distributed without its authorization by anonymous internet users using the social media platform “X” platform (formerly known as Twitter) owned and operated by X Corp. URLs containing the infringing content are identified in the DMCA notice Starto sent to X Corp. on June 25, 2024, a true and correct copy of which is attached hereto as **Schedule 1** (the “DMCA Notice”).

5. Upon information and belief, X Corp. provides content delivery services enabling the unauthorized reproduction and distribution of Starto's copyrighted works using the URLs (associated with specific user accounts) identified in the DMCA Notice.

6. On information and belief, X Corp.'s policies require a subpoena or court order to compel the company to disclose information about an X user or account used in furtherance of the infringement of another's copyrights

7. The sole purpose for which the requested subpoena is sought is to obtain the identities of the alleged infringer(s) described in the DMCA Notice and such information will only be used for the purpose of protecting Starto's copyright rights.

I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Executed on December 24, 2024 in Tokyo, Japan.

By: HiroYuki Nakajima

Hiroyuki Nakajima